

UNITED STATES TAX COURT
WASHINGTON, DC 20217

MN

DANNY J. FABRICANT,)
)
 Petitioner(s),)
)
 v.) Docket No. 25843-14.
)
 COMMISSIONER OF INTERNAL REVENUE,)
)
 Respondent)

ORDER

This case was set for trial at the Court's February 22, 2016, trial session in Los Angeles, California. The Court, on February 8, 2016, filed respondent's Motion to Dismiss for Lack of Prosecution, in which respondent indicates that he is conceding this case. On that same date, the Court filed petitioner's Reply to Notice of Objection to Motion to Compel Responses to Interrogatories, in which petitioner states his interest in claiming litigation and administrative costs. Unless otherwise indicated, all Rule references are to the Tax Court Rules of Practice and Procedure.

Petitioner may, pursuant to Rule 231(a)(2)(C), file a motion for reasonable litigation and administrative costs after the parties have settled all issues in this case other than litigation and administrative costs. Such a motion shall be accompanied by a stipulation of settled issues and include the contents described in Rule 231(b), including an affidavit or declaration in support of the costs claimed. For cause, it is

ORDERED that the parties file, on or before March 23, 2016, either a stipulation of settled issues, or in the alternative, a joint status report.

SERVED Feb 23 2016

(Signed) Maurice B. Foley
Judge

Dated: Washington, D.C.
February 22, 2016